

## AMENDMENT AND RESPONSE

PAGE 16

Serial No.: 10/008,658

Filing Date: 11/9/2001

Attorney Docket No. 100.344US01

Title: CONCURRENT TRANSMISSION OF TRAFFIC FROM MULTIPLE  
COMMUNICATION INTERFACES

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REMARKS

Applicant has reviewed the Office Action mailed on October 17, 2005 as well as the art cited. Claims 1-9, 25, 29-37 have been canceled. Claims 10, 11, 15, 16, 20, 21, 26, 28, 38, 39, 43, 44, 48, and 49 have been amended in this response. Claims 10-24, 26-28, and 38-52 are currently pending in this application.

Allowable Subject Matter

Claims 10-24, 27, 28, and 38-52 were objected to as being dependent upon a rejected base claim, but were indicated to be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Applicant thanks the Examiner for identifying these claims as allowable subject matter.

With regard to claims 10, 11, 15, 16, 20, 21 these claims have been rewritten in independent form, including all of the limitations of the base claim 8, and are now allowable. Claims 13 and 14, either directly or indirectly, depend on and further define the allowable claim 10, and are therefore allowable. Claim 12, either directly or indirectly, depends on and further defines the allowable claim 11, and is therefore allowable. Claims 17, 18 and 19, either directly or indirectly, depend on and further define the allowable claim 16, and are therefore allowable. Claims 22, 23 and 24, either directly or indirectly, depend on and further define the allowable claim 21, and are therefore allowable.

With regard to claim 28, this claim has been rewritten in independent form, including all of the limitations of the base claim 25, and is now allowable. Claim 26 has been amended to depend from the amended claim 28, and is therefore allowable. Claim 27, either directly or indirectly, now depends on and further defines the allowable claim 28, and is therefore allowable.

With regard to claims 38, 39, 43, 44, 48, and 49, these claims have been rewritten in independent form, including all of the limitations of the base claim 36, and are now allowable. With regard to claim 48, the claim has been further amended to correct a typographical error. Claims 41 and 42, either directly or indirectly, depend on and further define the allowable claim 38, and are therefore allowable. Claim 40, either directly or indirectly, depends on and further

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defines the allowable claim 39, and is therefore allowable. Claims 45, 46 and 47, either directly or indirectly, depend on and further define the allowable claim 44, and are therefore allowable. Claims 50, 51 and 52, either directly or indirectly, depend on and further define the allowable claim 49, and are therefore allowable.

Rejections Under 35 U.S.C. § 102

Claims 1-7, and 29-35 were rejected under 35 USC § 102(a) as being anticipated by DeNap et al., (U.S. Patent No. 6,490,273). Applicant respectfully traverses this rejection.

In order to expedite the issuance of those claims identified as having allowable subject matter by the Examiner, Applicant cancels claims 1-7 and 29-35 without prejudice and without any intent to surrender the scope of embodiments described within those claims. Applicant expressly reserves the right to assert the canceled claims, as well as additional claims, through the prosecution of continuing applications.

Applicant respectfully requests the Examiner to withdraw this rejection.

Rejections Under 35 U.S.C. § 103

Claims 8, 9, 25, 26, 36 and 37 were rejected under 35 USC § 103(a) as being unpatentable over DeNap et al. (U.S. Patent No. 6,490,273) in view of "A Technical Discussion of SHDSL and Its Benefits" and in view of Lozano (U.S. Patent No. 6,920,118). Applicant respectfully traverses this rejection.

In order to expedite the issuance of those claims identified as having allowable subject matter by the Examiner, Applicant cancels claims 8, 9, 25, 36 and 37 without prejudice and without any intent to surrender the scope of embodiments described within those claims. Applicant expressly reserves the right to assert the canceled claims, as well as additional claims, through the prosecution of continuing applications.

With regards to claim 26, the claim has been amended to depend on and further define claim 28 and is therefore allowable for at least the reasons discussed above.

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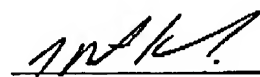
Applicant respectfully requests the Examiner to withdraw this rejection.

CONCLUSION

Applicant respectfully submits that claims 10-24, 26-28, and 38-52 are in condition for allowance and notification to that effect is earnestly requested. If necessary, please charge any additional fees or credit overpayments to Deposit Account No. 502432.

If the Examiner has any questions or concerns regarding this application, please contact the undersigned at 612-455-1687.

Respectfully submitted,

Date: 1/17/2006  
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